

~~BY--RULE--OR--REGULATION,~~ DETERMINE PRIORITIES FOR MAKING ASSIGNMENTS AMONG THE ACTIVITIES LISTED IN SUBSECTION (A).

11-204.

(A) ~~THE SECRETARY MAY-PROMULGATE-NECESSARY-RULES-AND REGULATIONS IS RESPONSIBLE FOR THE PROPER ADMINISTRATION AND ENFORCEMENT OF THE STATE SET-ASIDE PROGRAM.~~

(B) IF THERE IS AN ENERGY EMERGENCY AND THE FEDERAL GOVERNMENT DOES NOT PROVIDE FOR THE COLLECTION AND TIMELY TRANSMITTAL TO THE STATES OF FUEL SUPPLY DATA, EVERY PRIME SUPPLIER SHALL REPORT MONTHLY TO THE DEPARTMENT SUCH INFORMATION ~~AS-MAY-BE-REQUIRED-BY-RULE-AND-REGULATION-OF-THE~~ DEPARTMENT, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

(1) TOTAL ACTUAL DELIVERIES INTO THE STATE DURING THE PRECEDING MONTH BY SET-ASIDE PRODUCT.

(2) THE ESTIMATED TOTAL SUPPLY AVAILABLE FOR DISTRIBUTION INTO THE STATE FOR CONSUMPTION IN THE STATE DURING THE FOLLOWING MONTH BY SET-ASIDE PRODUCT BEFORE THE ADJUSTMENT FOR STATE SET-ASIDE.

(3) THE ESTIMATED STATE SET-ASIDE VOLUME FOR DISTRIBUTION IN THE STATE DURING THE FOLLOWING MONTH BY SET-ASIDE PRODUCT.

11-205.

(A) EACH PRIME SUPPLIER SHALL DESIGNATE A REPRESENTATIVE WITH FULL AUTHORITY TO ACT ON BEHALF OF THE PRIME SUPPLIER WITH RESPECT TO STATE SET-ASIDE APPLICATIONS AND ASSIGNMENTS. THE DEPARTMENT SHALL TO THE MAXIMUM EXTENT FEASIBLE CONSULT WITH A PRIME SUPPLIER'S REPRESENTATIVE PRIOR TO ISSUING ANY AUTHORIZING DOCUMENT AFFECTING THE AMOUNT OF STATE SET-ASIDE PRODUCT TO BE PROVIDED BY THE PRIME SUPPLIER.

(B) ANY PERSON ENGAGED IN THE ACTIVITIES SPECIFIED IN SECTION 11-203 OF THIS SUBTITLE (RELATING TO PRIORITY ACTIVITIES DURING AN ENERGY EMERGENCY) MAY REQUEST AN ASSIGNMENT DURING AN ENERGY EMERGENCY BY COMPLETING AN APPLICATION ON A FORM TO BE PROVIDED BY THE DEPARTMENT. UPON APPROVAL, THE DEPARTMENT SHALL ISSUE AN ASSIGNMENT TO THE APPLICANT, WITH A COPY TO THE DESIGNATED REPRESENTATIVE OF THE PRIME SUPPLIER ASSIGNED BY THE DEPARTMENT TO THE APPLICANT. AN ASSIGNMENT IS EFFECTIVE UPON ISSUANCE, AND REPRESENTS AN ENCUMBRANCE ON THE PRIME SUPPLIER'S SET-ASIDE VOLUMES FOR THE MONTH OF ISSUANCE REGARDLESS OF THE ACTUAL DATE OF DELIVERY OF THE PRODUCT TO THE APPLICANT.

(C) AN ASSIGNMENT SHALL EXPIRE AUTOMATICALLY UNLESS PRESENTED BY THE APPLICANT TO A SUPPLIER WITHIN 10 DAYS OF ISSUANCE. UPON PRESENTATION OF AN ASSIGNMENT, A SUPPLIER